



General Assembly

February Session, 2012

Amendment

LCO No. 4048

HB0526004048HDO

Offered by:
REP. DILLON, 92nd Dist.

To: Subst. House Bill No. 5260

File No. 386

Cal. No. 296

"AN ACT RESTRICTING THE USE OF METHOPRENE."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 22a-45b of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) The Commissioner of Energy and Environmental Protection may
6 make regulations and orders concerning the elimination of mosquitoes
7 and mosquito-breeding places, and said commissioner or his agent
8 may enter upon any land, tidal wetland, inland wetland or
9 watercourse to ascertain if mosquitoes breed thereon or to survey,
10 drain, fill or otherwise treat, or make any excavation or structure
11 necessary to eliminate mosquito breeding on such land. When funds
12 have been provided by appropriation by the state for the elimination
13 of mosquitoes or mosquito-breeding places, said commissioner may
14 conduct or cause the conducting of such work provided no filling,
15 draining, excavation, installation or erection of any structure, or any

16 other permanent alteration of private property shall be conducted
17 without the consent of the landowner on whose property such work is
18 to be conducted. The commissioner may take and hold, by purchase,
19 condemnation or otherwise, any real property or interest in real
20 property as he determines is necessary to abate a threat of disease to
21 humans or animals from insect vectors. Whenever the commissioner is
22 unable to agree with the owner of any such property as to the
23 compensation to be paid for the taking thereof, the commissioner may
24 bring condemnation proceedings in accordance with the procedure
25 provided by part I of chapter 835 for condemnation by municipal
26 corporations generally. In such case, the court may permit immediate
27 possession of such property by the commissioner in accordance with
28 the procedure provided by said part I of chapter 835.

29 (b) The Commissioner of Energy and Environmental Protection, in
30 coordination with the Commissioner of Public Health and local health
31 departments, shall survey land, tidal wetlands, inland wetlands or
32 watercourses in any high density population area, as determined by
33 the Commissioner of Energy and Environmental Protection, where
34 there has been a documented death of a human from West Nile virus,
35 to ascertain if mosquitoes breed thereon and may conduct any work,
36 as provided for in subsection (a) of this section, necessary to eliminate
37 mosquito breeding on such land.

38 (c) No private property, in any high density population area, as
39 determined by the Commissioner of Energy and Environmental
40 Protection, where there has been a documented death of a human from
41 West Nile virus, may contain standing water that the Commissioner of
42 Energy and Environmental Protection determines, in consultation with
43 the Commissioner of Public Health and local health departments,
44 creates a risk of mosquito-borne illness. The Commissioner of Energy
45 and Environmental Protection shall enforce the provisions of this
46 subsection.

47 (d) The Commissioner of Energy and Environmental Protection, in
48 coordination with the Commissioner of Public Health and local health

- 49 departments, shall encourage public outreach programs instructing
50 residents and private property owners of the risks of standing water
51 and the signs and symptoms of West Nile virus."

This act shall take effect as follows and shall amend the following sections:

Sec. 501	<i>from passage</i>	22a-45b
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